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Date: January 30, 2009

Name: Richard G. Lione, Registration No. 19,795 Signature: /Richard G. Lione/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kazumi Okuro et al.

Serial No.: 10/563,635

Filing Date: January 6, 2006

For: OPTICALLY ACTIVE HALOHYDRIN
DERIVATIVE AND PROCESS FOR
PRODUCING OPTICALLY ACTIVE
EPOXY ALCOHOL DERIVTIVE FROM
THE SAME

Attorney Docket No: 5404/133

Examiner: Bernard Dentz

Art Unit No.: 1625

Confirmation No.: 3137

RESPONSE TO REQUIREMENT FOR RESTRICTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of December 30, 2008, applicants hereby elect to prosecute claims of the Group I invention, Claims 1-9. The election is made with traverse.

Regarding traversal, the special technical character of the present invention is a halohydrin compound of the general formula (12), which includes a compound of the general formulas (6) and (19). Each claim relates to a process of that compound, its raw materials or a pharmaceutical intermediate from said compound, or the compound

itself. Accordingly, applicants submit the application claims satisfy the unity of invention requirement and should be examined together.

Respectfully submitted,

/Richard G. Lione/

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